



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: application of

Carl M. Panasik

Serial No.: 09/887,778

Filed: 06/22/2001

For: **CELLULAR HANDSET TRANSCEIVER SYSTEM FOR MINIMAL POWER
CONSUMPTION**

Docket No.: **TI-32891**

Examiner: **Perez, Angelica**

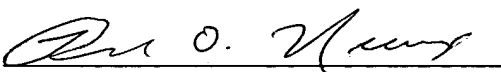
Art Unit: **2684**

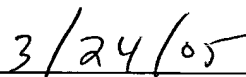
Confirm. No.: **8711**

DECLARATION OF RONALD O. NEERINGS

I, Ronald O. Neerings, do hereby declare:

1. I am an attorney of record in the above-identified application and the attorney at Texas Instruments assigned to prosecute said application.
2. Prior to receiving on March 23, 2005 the "Office communication" dated October 20, 2004, I had no knowledge that an Office communication had been rendered on said application.
3. Prior to receiving on March 23, 2005 the "Office communication" dated October 20, 2004, the prosecution file on the above-identified case contained no copy of said Office communication.
4. A copy of the computer screen illustration of the TI legal database docket file for TI-32891 (09/887,778) is attached hereto (one page). The docket file clearly shows that no Office communication, or any other action for that matter, having a mail date of October 20, 2004 (or any date close thereto), was entered into the TI database prior to March 23, 2005
5. The first indication that I had that an Office letter had been rendered in the above-identified application was when I received the Office communication on March 23, 2005.
6. After receiving the Office communication I reviewed said Office communication and prepared a Substitute Reply/Response – 37 C.F.R. § 1.111 in response to said Office communication (submitted herewith). In lieu of the above facts, I respectfully submit that the Substitute Reply/Response is timely.
7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Ronald O. Neerings


Date